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Attorneys for Plaintiff
NICOLE DART

UNITED STATES DISTRICT COURT

NORTHERN DISTRICT OF CALIFORNIA, SAN FRANCISCO DIVISION

NICOLE DART,

Case No. C09-0559 PJH

Plaintiff,

vs.

**STIPULATED REQUEST FOR STAY
OF CASE PROCEEDINGS PENDING
SETTLEMENT; [PROPOSED]
ORDER THEREON**

**JOHN MUIR HEALTH, a California
Corporation,**

Defendant.

Pursuant to the briefing schedule set by this Court, Plaintiff filed a Motion to Remand and Request for Just Costs on June, 25, 2009; opposition papers were filed July 9, 2009; and reply papers filed July 16, 2009. At mediation on July 21, 2009, the parties reached an

1 agreement to settle the matter, and final settlement papers are being drafted. The parties
 2 anticipate that the settlement will be finalized shortly pursuant to the basic terms agreed to on
 3 July 21, 2009, and a dismissal filed within two (2) weeks. Accordingly, in order to prevent
 4 unnecessary use of judicial resources, the Parties respectfully request that the matter be stayed
 5 at this time, and any decision on Plaintiff's Motion to Remand and Request for Just Costs be
 6 held in abeyance, through August 7, 2009, with the idea that the lawsuit will be dismissed with
 7 prejudice by then. If the lawsuit has not been dismissed with prejudice by then, the Plaintiff
 8 will notify the Court and request a decision on the Motion.

9 DATED: July 23, 2009

LAW OFFICES OF SOHNEN & KELLY

10 By: _____
 11 Harvey Sohnen
 12 Attorneys for Plaintiff
 13 Nicole Dart

14 Dated: July 23, 2009

FOLEY & LARDNER LLP
 JOHN H. DOUGLAS

15 BY: /S/ JOHN H. DOUGLAS
 16 Attorneys for Defendant
 17 John Muir Health,
 a California corporation

18 **PURSUANT TO THE STIPULATION OF THE PARTIES, AND GOOD CAUSE**
 19 **APPEARING THEREFOR, IT IS SO ORDERED**

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 21 7/24/09
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